



INFORMATION SHEET

Requirements of the City of Lodi Water Conservation Ordinance

Ordinance Requirements - Water waste includes but is not limited to:

1. Allowing a controllable leak of water to go unrepaired.
2. Watering lawns, flower beds, landscaping, ornamental plants or gardens except on watering days as follows:
Odd-numbered addresses on Wednesday, Friday and Sunday; **Even-numbered** addresses on Tuesday, Thursday, and Saturday. (WATERING IS NOT ALLOWED ON MONDAYS)
3. Watering lawns, flower beds, landscaping, ornamental plants and gardens between **10 a.m. and 6 p.m. from May 1 through September 30** each year. (WATERING BETWEEN THOSE HOURS IS NOT ALLOWED)
4. Washing down sidewalks, driveways, parking areas, tennis courts, patios, other paved areas or buildings.
5. Washing any motor vehicle, trailer, boat, moveable equipment except with a bucket. A hose shall be used for rinsing only and for not more than three (3) minutes.
6. Use of a hose without a positive shut off nozzle. (NO OPEN HOSES)
7. Allowing excess water to flow into a gutter or any drainage area for longer than three (3) minutes.
8. Overwatering lawns/landscapes, specially from November 1 through February 28, or during and immediately after a rain.

Water Wasting Rates and Enforcement - Education and cooperation is our first goal, but the following enforcement procedures and charges will be followed for water wasting.

- 1st Water Waste - City will leave an information sheet describing the waste so that it may be corrected.
- 2nd Water Waste*- City will give written notice requiring corrective action. * Within 12 months of a 1st Water Waste
- 3rd Water Waste*- City will give written notice, and a \$35 charge will be added to the next utility bill. * Within 12 months of a 2nd Water Waste
- 4th Water Waste*- City will give written notice, and a \$75 charge will be added to the next utility bill. * Within 12 months of a 3rd Water Waste
- 5th and Subsequent Water Wastes*- City will give written notice, and a \$150 charge will be added to the next utility bill **AND** the City may require a water meter and/or flow restrictor to be installed at the waster's expense.
* Within 12 months of the previous Water Waste

Water saving tips and other Water Conservation Program information:

1. Before washing down paved areas for public health or safety (see #4 above) or for any special circumstances call the Water Conservation Office at 333-6829 for prior approval.
2. If you need extra watering due to fertilizer application or for new turf/seeding, please first notify the Water Conservation Office at 333-6829.
3. For lawns with a run-off problem, apply water for a short period of time and then allow enough time for it to soak in before turning the water back on, for example; 5 minutes on, 20 minutes off, 5 minutes on. This will increase the amount of water being absorbed and decrease the amount of water running into the gutter. Consult landscapers/gardeners/nurseries for improving your lawns water absorbing capacity and for other ideas.
4. During and following rain it is not necessary to water lawns and landscaping, and normally from November 1 through February 28, one watering per week or less is more than enough.
5. Regularly replace your back-up batteries in your automatic sprinkler controls to prevent excess watering due to power failures or interruptions.

If you have any questions, need to discuss any violations, would like further information concerning water conservation, or to report water waste, please call the Water Conservation Office at 333-6829.

This is Not a Citation. However, if you have received any previous notice within the last 12 months, a written notice may follow.

WATER CONSERVATION ORDINANCE

Lodi Municipal Code, Chapter 13.08, Article III.

Waste. (Section 13.08.220)

The waste of water is prohibited and any waste shall make the person subject to the provisions of this article.

Defined. (Section 13.08.230)

"Waste of water" includes but is not limited to the following:

- A. Failure to repair a controllable leak of water;
- B. The watering of lawns, flowerbeds, landscaping, ornamental plants or gardens on days or at times other than those allowed in Section 13.08.240 of this article;
- C. Washing of sidewalks, driveways, parking areas, tennis courts, patios, streets or other exterior paved areas or buildings except when required to remove any spillage of substances that may be a danger to public health or safety;
- D. Washing with water any motor vehicles, trailers or movable equipment other than with a bucket and rinsing the vehicle or equipment by use of a hose for not more than three minutes;
- E. Use of a hose without a positive shut off nozzle;
- F. The excess watering of any area so that water flows into a gutter or any drainage area for a period exceeding three minutes;
- G. The unnecessary running of water in any residential, commercial or industrial establishment onto the floor, pavement, ground or into any drain or drainage area, with any equipment or in any way for more than three minutes;
- H. Overwatering of lawns or landscapes from November 1 through February 28, or during or immediately following a rain.

Watering days/hours. (Section 13.08.240)

- A. Days. The watering of lawns, flowerbeds, landscaping, ornamental plants or gardens throughout the year shall be allowed as follows:
 - 1. Premises having odd numbered street addresses on Wednesday, Friday and Sunday;
 - 2. Premises having even numbered street addresses on Tuesday, Thursday, and Saturday.
- B. Hours. Watering of lawns, flowerbeds, landscaping, ornamental plants or gardens shall be allowed at any hour except that between May 1 and September 30 (inclusive) of each year watering between the hours of 10 a.m. and 6 p.m. is prohibited

Enforcement procedures. (Section 13.08.250)

- A. Whenever the City becomes aware of a waste of water the City shall notify the person at the premises where the waste of water occurred by delivering an Information Sheet. The Information Sheet shall describe the waste of water in order that it be corrected, cured or abated immediately or within such specified time as the City believes is reasonable under the circumstances. In addition, the Information Sheet may be given to any other person known to the City who is responsible for that waste of water or the correction thereof and may be delivered to the premises every time a waste of water occurs.

B. In the event of a second waste of water within a 12 month period, the City will send a written notice stating the date(s), time(s) and type(s) of water waste to the person who regularly receives the utility bill for the premises where the wasting occurred.

C. In the event of a third waste of water within 12 months of any previous waste of water, a written notice will be mailed assessing a thirty-five dollar charge to be added to the next monthly utility bill.

D. In the event of a fourth waste of water within 12 months of any previous waste of water, a written notice will be mailed assessing a seventy-five dollar charge to be added to the next monthly utility bill.

E. In the event of a fifth or any subsequent waste of water within 12 months of any previous waste of water, a written notice will be mailed assessing a one hundred and fifty dollar charge to be added to the next monthly utility bill. The City may also require the owner or user to pay for the cost of installation of a water meter service as a prerequisite to continuing service. The City may also install a flow restriction device on the water service and require the owner or user to pay for the costs of installation and/or removal.

Strict application (Section 13.08.260)

If the Public Works Director or a designated representative determines the strict application of any of the provisions of this article may cause undue hardship or public health or safety to suffer, or if other special circumstances exist, the strict application may be waived. Special circumstances would include, but not be limited to: newly planted areas, newly seeded areas, washing down after cement work and pressure washing a building before painting. The decision of the public works director may be appealed to the City Council as described in 13.08.265 of this article.

Appeals. (Section 13.08.270)

If the ruling made by the Public Works Director is unsatisfactory to the person requesting reconsideration, the person may, within twenty days after notification of the City's action, file a written appeal to the City Council. The written appeal shall be heard by the City Council within twenty days from the date of filing. The City Council shall make a final ruling on the appeal within twenty days of the hearing. The Public Works Director's decision, action or determination shall remain in effect during such period of reconsideration except that any charges assessed under this article will be stayed until the City Council has made it's decision.

Violation-Infraction. (Section 13.08.280)

In addition to the enforcement procedures and surcharges set forth in this article, any person who wastes water, as defined in this article, may also be charged with an infraction.

Emergency water conservation-Purpose (Section 13.08.290)

The purpose of emergency water conservation is to assist meeting water pressure and/or supply demands when the water system cannot or may not be adequate and the failure to meet such demands may result in harm to the water system and/or jeopardize the health and safety of the public. The Public Works Director or a designated representative shall determine the degree of emergency and determine what additional restrictions of water use or other appropriate actions must be taken to protect the water system and the citizens of Lodi.

13.28.030 Regulations.

It is unlawful during the period May 1st to November 1st of each year for any person to use, permit or allow the use of water in any of the following manners:

A. Any use of potable water from any fire hydrant is prohibited except by regularly constituted fire protection agencies for fire suppression purposes or by the responsible water agency, when alternate water sources or reclaimed water sources are available. In the absence of alternate water sources or recycled water sources, potable water from any fire hydrant may be used provided a permit for such use is approved by the Fire Department and the responsible water agency.

B. For exterior irrigation except as follows:

1. These provisions shall apply to all exterior irrigation including but not limited to public, private and commercial locations.

2. Irrigation shall be prohibited between the hours of 11:00 a.m. to 6:00 p.m.

3. To conduct exterior irrigation in such a manner or extent that allows water to run off or escape from the premises or to be wasted.

4. Exceptions to the above regulations:

a. Drip and/or mist irrigation systems.

b. During the initial 21-day period of establishment for new plantings the above regulations shall not apply.

c. Other uses which cannot reasonably comply with the above regulations due to the large size, normal hours of use or type of use of the area to be irrigated may be excepted upon approval by the Director of a water conservation plan which meets the goals of reduction and conservation.

C. To allow the escape of water through leaks, breaks, or malfunction within the water user's plumbing or distribution system for any period of time within which such break or leak should reasonably have been discovered and corrected. It shall be presumed that a period of 24 hours after the water user discovers such break, leak, or malfunction, or receives notice from the City, any water provider or enforcement authority of such condition, whichever occurs first, is a reasonable time within which to correct such condition or to make arrangements for correction.

D. The use of water for washing cars or boats is permitted only with the use of a quick-acting positive shut-off nozzle on the hose.

E. The operation of any non-self service commercial car wash unless the soap/water solution for such use is reclaimed. If a reclaimed water system cannot be installed, the car wash operator shall submit a plan satisfactory to the Director to modify operation of the facility to reduce its usage of water by at least 20 percent of its usage during the same month of the prior year for comparable business volume. If there is no history of prior use, the operator shall provide to the Director data comparable to such history to establish its base monthly usage.

F. Restaurants shall serve water to customers only upon request.

G. Use of water for cleaning building or mobile home exteriors shall be prohibited except as follows:

1. With the use of a bucket and sponge; or
2. For the preparation of such exterior surfaces for the purpose of repair or repainting with the use of a pressurized washing device equipped with a quick acting positive shut off.

H. Use of water in publicly displayed ornamental fountains in public and commercial establishments shall be prohibited unless the water is recirculated.

I. Use of water to wash driveways, sidewalks, patios, parking lots, aprons and other similar exterior surfaces is prohibited except with the use of pressurized sidewalk cleaning equipment or for sanitation, public health and safety and fire protection purposes.

J. The draining and/or refilling of all existing swimming pools, whether public, private or commercial, shall be prohibited between June 1st and October 1st except for protection of public health and safety.

K. Use of potable water for dust control purposes except for public health or safety purposes. Reclaimed, recycled or other nonpotable water may be used for such purposes so long as such water is not wasted.

L. The indiscriminate running of water or washing with water not otherwise prohibited above which is wasteful and without reasonable purpose.

M. Exception. The above regulations shall not apply to users or uses when the source of water is other than:

1. A public water system as defined in California Code of Regulations, Section 64555(a) (23); or
2. A groundwater aquifer used by a public water system. (Prior code § 9-712)

13.28.050 Water rates and surcharges.

A. Whenever the City becomes aware of a person violating, causing or permitting a violation of the provisions of this chapter, a written notice stating the nature of the violation shall be delivered to the person at the premises by personal service or by first class mail and by posting in a conspicuous location at said premises. A copy of the notice shall be mailed to the person who is regularly billed for use of water at said premises.

B. All notices provided for by this section may be served as an addendum to the regular water service bill. All such notices may be given to any other person known to the City who is responsible for the violation or the correction thereof.

C. The notice shall describe the nature of the violation and order that said violation be corrected, cured or abated immediately or within such specified period as the City believes is reasonable under the circumstances.

D. Upon occurrence of a second violation or failure to immediately correct, cure or abate a violation, a second notice shall be served, as provided above, ordering the immediate correction, cure or abatement of the violation and imposing a surcharge of \$100.00 per day for each day the violation continues. The surcharge may be added to the next regular billing for water service. (Prior code § 9-713)

